

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

AUSTIN J. ASCHE,

Defendant.

4:15-CR-3097

FINAL ORDER OF FORFEITURE

This matter is before the Court on the plaintiff's Motion for Final Order of Forfeiture ([filing 48](#)).

On November 19, 2015, the Court entered a Preliminary Order of Forfeiture ([filing 25](#)) pursuant to [18 U.S.C. §§ 982\(a\)\(2\)\(B\)](#) and [1028\(b\)\(5\)](#), based upon the defendant's plea of guilty to conspiring to produce false identification documents in violation of [18 U.S.C. § 1028\(a\)\(1\)](#), [\(b\)\(1\)\(A\)](#), and [\(f\)](#), and his admission of the forfeiture allegation contained in the information. [Filing 7](#); [filing 13](#). By way of the Preliminary Order of Forfeiture, the defendant's interest was forfeited in:

1. \$1,320 in cash located and seized on December 18, 2013, near 6100 O Street, Lincoln, Nebraska;
2. \$5,260.00 in cash located and seized on December 18, 2013, at 5132 Madison, #8, Lincoln, Nebraska;
3. \$4,123.22 of proceeds contained in account number XXXXX1088 in the name of and/or for the benefit of Corey J. Lavigne at First National Bank of Omaha, Omaha, Nebraska;
4. 2007 Silver Jeep Wrangler (VIN: 1J4GA391X7L211749) purchased by Corey J. Lavigne on or about November 23, 2013 with proceeds totaling \$17,750;
5. \$11,985.92 of proceeds contained in account number XXXXXX1805 in the name of and/or for the benefit of Austin J. Asche at Wells Fargo Bank, Omaha, Nebraska;

6. \$24,486.22 of proceeds contained in Fidelity Investment account number XXXXX7135 in the name and/or benefit of Austin J. Asche (TIN: XXX-XX-1671);
7. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXX443538339 in the name of Austin J. Asche totaling \$23,285.90;
8. 2014 White Jeep Grand Cherokee Limited (VIN: 1C4RJFBG4EC399714) purchased by Austin A. Asche on or about March 4, 2014 with proceeds totaling \$25,000;
9. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXX110066002 in the name of Mitchell R. Morey, totaling \$15,635.92;
10. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXX512961937 in the name of Christopher Ratkovec, totaling \$2,730;
11. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXX321166847 in the name of Mike Blevins, totaling \$180;
12. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXX825012391 in the name of Ken Buckingham, totaling \$3,690;
13. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXX589501200 in the name of Jacob Massa, totaling \$1,010.

#### **Filing 25.**

As directed by the order, a Notice of Criminal Forfeiture was posted beginning on December 5, 2016, on an official Internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov), for at least 30 consecutive days, as required by Supp. Admiralty and Maritime Claims R. G(4)(a)(iii)(B). A Declaration of Publication ([filing 39](#)) was filed on February 11, 2016.

On May 2, 2016, JP Morgan Chase Bank, N.A., filed a petition ([filing 44](#)) as lienholder with respect to the 2014 White Jeep Grand Cherokee Limited purchased by Austin A. Asche. On May 24, the Court entered an Order ([filing 46](#)) directing the plaintiff to sell the vehicle and apply the proceeds to the costs of the sale and then to the petitioner in satisfaction of

its debt, and to hold the balance of the sale proceeds and account for them to the Court. The plaintiff has done so, and is holding \$14,616.66 as the net proceeds of the sale. See [filing 47](#). The Court has been advised by the plaintiff that no other petitions have been filed, and from a review of the Court file, the Court finds no other petitions have been filed.

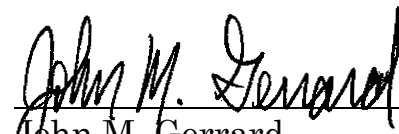
IT IS ORDERED:

1. The plaintiff's Motion for Final Order of Forfeiture ([filing 48](#)) is granted.
2. J.P. Morgan's Chase Bank, N.A.'s petition ([filing 44](#)) is granted, and is hereby deemed satisfied.
3. All right, title, and interest in and to the following property, held by any person or entity, are forever barred and foreclosed:
  - a. \$1,320 in cash located and seized on December 18, 2013, near 6100 O Street, Lincoln, Nebraska;
  - b. \$5,260.00 in cash located and seized on December 18, 2013, at 5132 Madison, #8, Lincoln, Nebraska;
  - c. \$4,123.22 of proceeds contained in account number XXXXX1088 in the name of and/or for the benefit of Corey J. Lavigne at First National Bank of Omaha, Omaha, Nebraska;
  - d. 2007 Silver Jeep Wrangler (VIN: 1J4GA391X7L211749) purchased by Corey J. Lavigne on or about November 23, 2013 with proceeds totaling \$17,750;
  - e. \$11,985.92 of proceeds contained in account number XXXXXX1805 in the name of and/or for the benefit of Austin J. Asche at Wells Fargo Bank, Omaha, Nebraska;
  - f. \$24,486.22 of proceeds contained in Fidelity Investment account number XXXXX7135 in the name and/or benefit of Austin J. Asche (TIN: XXX-XX-1671);

- g. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXXX443538339 in the name of Austin J. Asche totaling \$23,285.90;
  - h. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXXX110066002 in the name of Mitchell R. Morey, totaling \$15,635.92;
  - i. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXXX512961937 in the name of Christopher Ratkovec, totaling \$2,730;
  - j. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXXX321166847 in the name of Mike Blevins, totaling \$180;
  - k. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXXX825012391 in the name of Ken Buckingham, totaling \$3,690; and
  - l. Cash deposits of proceeds made into PayPal account number XXXXXXXXXXXX589501200 in the name of Jacob Massa, totaling \$1,010.
  - m. \$14,616.66, representing the net proceeds of the plaintiff's sale of the 2014 White Jeep Grand Cherokee Limited (VIN: 1C4RJFBG4EC399714) purchased by Austin A. Asche on or about March 4, 2014.
- 4. The property is forfeited to the plaintiff.
  - 5. The plaintiff is directed to dispose of the property in accordance with law.

Dated this 12th day of December, 2016.

BY THE COURT:

  
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John M. Gerrard  
United States District Judge